

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jeffrey J. Fitzgerald

Application No.: 10/727,118

Confirmation No.: 4402

Filed: December 2, 2003

Art Unit: 2416

For: ETHERNET NETWORK AVAILABILITY

Examiner: P. B. Nguyen

AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. 1.116

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

INTRODUCTORY COMMENTS

In response to the Office Action dated July 29, 2008 and the Advisory Action dated October 28, 2008, please amend the above-identified U.S. patent application as follows. A Petition for Extension of Time, extending the time for response by three months to January 29, 2009, is filed concurrently herewith.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.